

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

UNITED STATES OF AMERICA,

NO. MJ10-504

Plaintiff,

V.

DETENTION ORDER

LEONARDO VARGAS-ANGUANO,

Defendant.

Offenses charged:

Count 1: Controlled Substance Conspiracy, in violation of 21 U.S.C. § 846

Count 9: Manufacture Marijuana, in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A)(vii)

Date of Detention Hearing: December 14, 2010

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant is a flight risk and a danger to the community based on the nature of the pending charges. Application of the presumption is appropriate in this case.

DETENTION ORDER

**DEFINITION OF
18 U.S.C. § 3142(j)**

- 1 (2) Defendant is a citizen of Mexico.
- 2 (3) An immigration detainer has been placed on defendant by the United States
- 3 Immigration and Customs Enforcement.
- 4 (4) Defendant has stipulated to detention, but reserves the right to contest his
- 5 continued detention when he makes his initial appearance on this charge in the
- 6 District of Oregon.
- 7 (5) There are no conditions or combination of conditions other than detention that
- 8 will reasonably assure the appearance of defendant as required or ensure the
- 9 safety of the community, pending his initial appearance in the District of
- 10 Oregon.

11 IT IS THEREFORE ORDERED:

- 12 (1) Defendant shall be detained pending his initial appearance in the District of
- 13 Oregon and shall be committed to the custody of the Attorney General for
- 14 confinement in a correction facility separate, to the extent practicable, from
- 15 persons awaiting or serving sentences or being held in custody pending appeal;
- 16 (2) Defendant shall be afforded reasonable opportunity for private consultation with
- 17 counsel;
- 18 (3) On order of a court of the United States or on request of an attorney for the
- 19 government, the person in charge of the corrections facility in which defendant
- 20 is confined shall deliver the defendant to a United States Marshal for the
- 21 purpose of an appearance in connection with a court proceeding; and

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26 DETENTION ORDER

18 U.S.C. § 3142(i)

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1 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
2 counsel for the defendant, to the United States Marshal, and to the United States
3 Pretrial Services Officer.

4 DATED this 14th day of December, 2010.

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7 JAMES P. DONOHUE
8 United States Magistrate Judge

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